

The Little Traverse Bay Bands of Odawa Indians
January 21, 2016
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle, Harbor Springs, MI 49740

Closed Session: yes

Call to Order: Meeting was called to order at: 9:05 a.m.

Opening Ceremony: Beatrice A. Law

Council Present: Secretary Aaron Otto, Treasurer Marcella Reyes, Councilor Frank Bernard, Councilor David Harrington, Councilor Beatrice Law, Councilor McNamara

Absent: Councilor Michael Naganashe, Councilor Julia Shananaquet

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Legislative Office Manager Michele LaCount, Sr Financial Analyst Stella Kay

Executive Officials and Staff Present: Tribal Chair Regina Gasco Bentley, Elder Department Director Arlene Naganashe, Tribal Administrator Albert Colby, Jr.

Judicial Officials and Staff: none

Invited Guests: Tribal Historic Preservation Officer Wesley Andrews

Motion made by Councilor McNamara and supported by Councilor Law to adopt the agenda for January 21, 2016 as amended.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Naganashe, Councilor Shananaquet)

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve the minutes of January 7, 2016 as corrected.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Naganashe, Councilor Shananaquet)

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to accept the 2015 4th Quarter Native American Graves Protection Repatriation Act-Tribal Historic Preservation Officer Report as presented by-Wesley Andrews.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Naganashe, Councilor Shananaquet)

Motion carried.

1 Motion made by Councilor Law and supported by Treasurer Reyes to accept the
2 verbal and written Executive Oversight Report as presented by Chairperson
3 Gasco Bentley.

4 Vote: 6 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Naganashe, Councilor
5 Shananaquet)

6 Motion carried.

7
8 **9:58 a.m.** Break.

9 **10:11 a.m.** Resumed. Councilor Naganashe arrived.

10
11 **10:12 a.m.** Motion made by Councilor McNamara and supported by Treasurer
12 Reyes to go into Closed Session for Legal and Land Purposes.

13 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

14 Motion carried.

15
16 **11:06 a.m.** Motion made by Councilor Law and supported by Councilor
17 Harrington to return to open session.

18 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

19 Motion carried.

20
21 **11:07 a.m.** Recess called.

22 **11:18 a.m.** Resumed.

23
24 Motion made by Councilor Law and supported by Councilor Naganashe to accept
25 the Enjinaaknegeng Report as presented by General Counsel Bransky for
26 January 21, 2016.

27 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

28 Motion carried.

29
30 **Legislative Leader:** Absent.

31
32 **Secretary Report:**

33
34 i. Documents Delivered to the Executive” None

35 ii. Vetoes: None

36 iii. Phone Polls: 01-13-16: Motion to pass Certified Motion 011316-01;
37 Authorization of the Inter-Tribal Council of Michigan,
38 Inc. to Administer the BIA Child Welfare Assistance
39 Program under PL 93-638.

40 Vote- 8-yes; 0-No; 0-Abstained; 0-Absent

41
42 01-13-16: Motion to pass Certified Motion 011316-02;
43 Request for Funding from the United States
44 Department of the Interior Bureau of Indian Affairs
45 Forestry Development.

46 Vote- 8-yes; 0-No; 0-Abstained; 0-Absent

1
2 Motion made by Councilor Harrington and supported by Treasurer Reyes to
3 accept Secretary Otto's verbal and written report as provided on the agenda.

4 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

5 Motion carried.

6
7 Motion made by Councilor McNamara and supported by Councilor Law to accept
8 Treasurer Reyes' verbal Appropriations and Finance Committee report.

9 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

10 Motion carried.

11
12 Treasurer Reyes: Land and Reservation Committee update regarding meeting
13 schedules.

14
15 **11:46 a.m.** Public Comment opened and closed. No comments.

16
17 Councilor Law: Ethics Committee update regarding meeting schedules.

18
19 Motion made by Treasurer Reyes and supported by Councilor Law to accept Sr.
20 Financial Analyst Stella Kay's verbal and written report.

21 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

22 Motion carried.

23
24 **12:10 p.m.** Lunch break.

25 **1:30 p.m.** Resumed.

26
27 **Executive Report:** Little Traverse Bay Bands of Odawa Indians Michigan
28 Lobbyist Noel LaPorte.

29
30 Motion made by and supported by to accept Lobbyist Noel LaPorte's verbal
31 report as presented January 21, 2016.

32 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

33 Motion carried.

34
35 Motion made by Councilor McNamara and supported by Treasurer Reyes to
36 accept Legislative Services Attorney Budnick verbal and written report for
37 January 21, 2016.

38 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

39 Motion carried.

40
41 Motion made by Councilor Law and supported by Councilor Harrington to
42 authorize and approve the Tribal Chair sign onto the National Indigenous
43 Women's Resource Center, Inc. ("NIWRC") Amicus Brief in VOISINE v. UNITED
44 STATES OF AMERICA, on behalf of the Little Traverse Bay Bands of Odawa
45 Indians.

46 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

1 Motion carried.

2
3 Motion made by Councilor McNamara and supported by Treasurer Reyes to
4 accept Legislative Office Manager Portman-LaCount's verbal and written report
5 for January 21, 2016.

6 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

7 Motion carried.

8
9 Motion made by Councilor Law and supported by Councilor McNamara to pass
10 Certified Motion #012116-01; Request for Funding from the United States
11 Department of Justice; FY 2016 Coordinated Tribal Assistance Solicitation
12 (CTAS).

13 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

14 Motion carried.

15
16 Motion made by Councilor Law and supported by Councilor Naganashe to pass
17 Certified Motion #012116-02; Request for Funding from the United States
18 Department of the Interior, Bureau of Indian Affairs; FY 2016 Rights Protection
19 Implementation.

20 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

21 Motion carried.

22
23 Motion made by Councilor Law and supported by Councilor Naganashe to pass
24 Certified Motion #012116-03; Governmental Branches Allocation of General
25 Funds for Fiscal Year 2017.

26 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

27 Motion carried.

28
29 Motion made by Councilor Law and supported by Councilor McNamara to
30 approve the Annual Budget Calendar for the 2017 Budget Formulation Process
31 as received by Senior Financial Analyst Stella Kay.

32 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

33 Motion carried.

34
35 Motion made by Councilor Harrington and supported by Treasurer Reyes to
36 approve Tribal Council attendance at Midwest Alliance of Sovereign Tribes
37 Impact Week, April 27-29, 2016 in Washington DC.

38 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

39 Motion carried.

40
41 Motion made by Treasurer Reyes and supported by Councilor Law to appoint
42 William A. Denemy to serve a two (2) year term expiring January 21, 2018 on the
43 Gaming Enterprise Board upon obtaining a Primary Gaming License from the
44 Gaming Regulatory Commission.

45 Vote: 6 - Yes, 0- No, 1- Abstained (Councilor Harrington), 1– Absent (Councilor
46 Shananaquet)

1 Motion carried.

2
3 Motion made by Councilor Law and supported by Councilor Naganashe to re-
4 approve the 2016 Tribal Council Regular Work Session/Meeting Schedule as
5 previously approved, noting that start times of such will be noted as posted.

6 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

7 Motion carried.

8
9 Motion made by Councilor McNamara and supported by Treasurer Reyes to
10 authorize travel for one Councilor to attend the Inter-Tribal Workgroup (ITWG)
11 meeting for Violence Against Women's Act training in Scottsdale, Arizona April 6,
12 2016 with costs to be reimbursed by ITWG; and attendance at Federal Bar Indian
13 Law Conference in Scottsdale Arizona April 7-8, 2016.

14 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

15 Motion carried.

16
17 Motion made by Councilor McNamara and supported by Councilor Naganashe to
18 approve Tribal Council attendance at meetings of the Employee Handbook Work
19 Group.

20 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

21 Motion carried.

22
23 Motion made by Councilor Law and supported by Secretary Otto to adopt Tribal
24 Resolution: Amendment to the Legislative Branch Operations Governmental
25 Employee Personnel Policies Handbook Section B Leaves of Absence.

26 Roll Call vote: Frank Bernard-yes, Councilor Harrington-yes, Councilor Law-yes,
27 Councilor McNamara-yes, Councilor Naganashe - yes, Councilor Shananaquet-
28 absent, Treasurer Reyes-yes, Secretary Otto-yes

29 Motion carried.

30
31 2:59 p.m. Public Comment opened: no comments.

32 3:00 p.m. Public Comment closed.

33
34 3:00 p.m. Motion made by Councilor Law and supported by Treasurer Reyes to
35 adjourn.

36 Vote: 7 - Yes, 0- No, 0- Abstained, 1– Absent (Councilor Shananaquet)

37 Motion carried.

38
39 Please contact the Legislative Office at 231-242-1403, or 231-242-1404 for
40 additional updates and clarifications of these minutes as presented.

41
42 These Minutes have been read and approved as written (or) corrected: (delete
43 either the word "written" or "corrected" as pertains to how the minutes were
44 approved.)

45
46 Aaron Otto, Tribal Council Secretary

Date